

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

THURSDAY, THE 6TH SEPTEMBER 2007 / 15TH BHADRA 1929

WP(C).No. 22424 of 2007(T)

PETITIONER:

K.J.SEBASTIAN, AGED 47 YEARS,
S/O.JOSEPH,KUNNUMPURATH HOUSE,
PUNNACKAL PO, THIRUVAMBADY AMSOM,
KOZHIKODE TALUK,KOZHIKODE DISTRICT.

BY ADV. SRI.SAKIR.K.H.

RESPONDENTS:

1. THE PRESIDENT, THIRUVAMBADY SERVICE
CO-OPERATIVE BANK LTD. NO. L-56,PUNNACKAL BRANCH,
PUNNACKAL PO, KOZHIKODE DISTRICT.
2. THE THIRUVAMBADY SERVICE
CO-OPERATIVE BANK LTD.NO. L-56,PUNNACKAL BRANCH,
PUNNACKAL PO, KOZHIKODE DISTRICT,REPRESENTED BY
ITS SECRETARY.

BY ADV. SRI.P.V.KUNHIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 06/09/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

WPC. 22424/2007.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : TRUE COPY OF THE AWARD DATED 26.10.2006 PASSED BY THE ARBITRATOR.

EXT. P2 : TRUE COPY OF THE REPRESENTATION DATED 3.7.2007 SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.

K.M.JOSEPH, J.

WP.(C) No.22424 of 2007

Dated this the 6th day of September, 2007

JUDGMENT

Petitioner availed a loan. It was not repaid. Petitioner seeks the benefit of one time settlement, seeks a direction to give calculation statement of the loan account and to pass orders on Ext.P2.

2. Heard counsel for the respondents Sri. P.V. Kunhikrishnan also. He submits that the benefit of one time settlement is not available and order has already been passed on Ext.P2 by granting the benefit under Circular No.30/2007.

The writ petition is disposed of directing that the second respondent will serve a statement on the petitioner showing the amount to be paid by him within ten days from today. The petitioner is granted one month from today to pay off the amount in terms of Resolution No.XIII dated 17.7.2007.

(K.M. JOSEPH, JUDGE)

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